1	BEFORE THE
2	ILLINOIS COMMERCE COMMISSION
3	ILLINOIS COMMERCE COMMISSION ) DOCKET NO. On Its Own Motion ) 08-0651
4	-vs-
5	BIO-ENERGY PARTNERS; WM ) PARTNERSHIP HOLDINGS, INC.; )
6	CATERPILLAR FINANCIAL SERVICES ) CORPORATION; WM ILLINOIS RENEWABLE )
7	ENERGY, L.L.C.
8	Determination of the manner in ) which any or all Respondents shall )
9	reimburse the State treasury for ) tax credits relating to the )
10	qualified solid waste energy ) facility located at the Greene )
11	Valley Landfill, in Naperville, ) Illinois, as defined in Section )
12	8-403.1 of the Illinois Public ) Utilities Act.
13	
14	Springfield, Illinois Tuesday, June 9, 2009
15	Met, pursuant to notice, at 10:00 a.m.
16	
17	BEFORE:
18	MR. JOHN ALBERS, Administrative Law Judge
19	
20	
21	SULLIVAN REPORTING COMPANY, by Carla J. Boehl, Reporter
22	CSR #084-002710

1	APPEARANCES:				
2	MR. JOHN FEELEY Office of General Counsel				
3	160 North LaSalle, Suite C-800 Chicago, Illinois 60601				
4					
5	(Appearing on behalf of Staff of the Illinois Commerce Commission via teleconference)				
б	MS. FREDDI L. GREENBERG				
7	Attorney at Law 1603 Orrington Avenue Evanston, Illinois 60201				
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9	(Appearing on behalf of Respondents via teleconference)				
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3	WITNESS	DIRECT	CROSS	REDIRECT	RECROSS
4	None.				
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14		EXHIE	BITS		
15				MARKED	ADMITTED
16	None.				
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## 1 PROCEEDINGS

- JUDGE ALBERS: By the authority vested in me by
- 3 the Illinois Commerce Commission, I now call Docket
- 4 Number 08-0651. This docket was initiated by the
- 5 Commission on its own motion against Bio-Energy
- 6 Partners, WM Partnership Holdings, Inc., Caterpillar
- 7 Financial Services Corporation and WM Illinois
- 8 Renewable Energy, L.L.C., all respondents.
- 9 May I have the appearances for the
- 10 record, please?
- 11 MR. FEELEY: Representing Staff of the Illinois
- 12 Commerce Commission, John Feeley, Office of General
- 13 Counsel, address is 160 North LaSalle Street, Suite
- 14 C-800, Chicago, Illinois 60601.
- MS. GREENBERG: Representing respondents
- 16 Bio-Energy Partners, WM Partnership Holdings, Inc.,
- 17 Caterpillar Financial Services Corporation and WM
- 18 Illinois Renewable Energy, L.L.C., Freddi L.
- 19 Greenberg, 1603 Orrington Avenue, Suite 1050,
- 20 Evanston, Illinois 60201.
- 21 JUDGE ALBERS: Thank you. Let the record
- 22 reflect that there are no others wishing to enter an

- 1 appearance.
- When we last met the parties were
- 3 still exchanging some documents. And, Mr. Feeley, if
- 4 you would like to update us on our status and what
- 5 you propose for the remainder of the schedule?
- 6 MR. FEELEY: Sure. I recently received the
- 7 last document from Ms. Greenberg, and at this point
- 8 Staff would propose that it prepare a draft order and
- 9 a stipulation that we would provide to Ms. Greenberg
- 10 by June 24. By or around July 28 Ms. Greenberg would
- 11 get back to me with any comments or changes to that
- 12 draft order and stipulation. And then we would
- 13 propose having a brief evidentiary hearing on August
- 14 18 at 9:30 a.m., and as long as it is uncontested, it
- is our understanding we could participate by phone.
- 16 And between the 28th of July and that status, if
- 17 there are any differences, we would work to resolve
- 18 those between the Staff and Ms. Greenberg's clients.
- 19 JUDGE ALBERS: All right. Ms. Greenberg, is
- 20 that your understanding as well?
- 21 MS. GREENBERG: Yes, we are in agreement with
- 22 Staff on that schedule.

1	JUDGE ALBERS: All right. Very good. Sounds					
2	reasonable to me. Is there anything else for the					
3	record?					
4	MR. FEELEY: Nothing for Staff.					
5	JUDGE ALBERS: Okay. Ms. Greenberg, I might					
6	know the answer to this; I am going to ask anyway.					
7	Are your clients still making the payments as they					
8	have in the past?					
9	MS. GREENBERG: Yes.					
LO	JUDGE ALBERS: Okay. If there is nothing					
L1	further for the record, then I will continue this					
L2	until August 18 at 9:30.					
L3	(Whereupon the hearing in this					
L4	matter was continued until					
L5	August 18, 2009, at 9:30 a.m. in					
L6	Springfield, Illinois.)					
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